



Linda S. Adams
Secretary for
Environmental Protection

State Water Resources Control Board



Arnold Schwarzenegger
Governor

Executive Office

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APR 26 2007

CERTIFIED MAIL & EMAIL

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Mr. Ken Berry
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Ms. Donna Avilla
Willits Citizens for Environmental Justice
P.O. Box 734
Hydesville CA 95547

Dear Ms. Sullivan, Mr. Berry, and Ms. Avilla:


PETITION OF PROHIBITION ZONE LEGAL DEFENSE FUND AND KEN BERRY AND DONNA AVILLA, WILLITS CITIZENS FOR ENVIRONMENTAL JUSTICE (CEASE AND DESIST ORDERS FOR LOS OSOS COMMUNITY SERVICES DISTRICT WASTEWATER TREATMENT AND DISPOSAL SYSTEM AND SETTLEMENT AGREEMENTS), CENTRAL COAST REGION: DISMISSAL
SWRCB/OCC FILE A-1825 AND A-1825(a)

After careful consideration, it is concluded that the petition in this matter fails to raise substantial issues that are appropriate for review by the State Water Resources Control Board (State Water Board). Accordingly, the petition is dismissed as of this date. (See Cal. Code Regs., tit. 23, § 2052(a)(1); *People v. Barry* (1987) 194 Cal.App.3d 158 [239 Cal.Rptr. 349].)

Please note that only final actions of the Central Coast Regional Water Quality Control Board (Central Coast Water Board) are subject to review by the State Water Board pursuant to Water Code section 13320. Therefore, this determination concerns only final actions of the Central Coast Water Board, including cease and desist orders adopted on December 14 and December 15, 2006, and settlement agreements signed by petitioners and by the prosecution team and approved by the Assistant Executive Officer. Other interim determinations or rulings are not themselves separate actions or requirements subject to review under the statute. The petitions failed to sufficiently describe any final actions other than the cease and desist orders and settlement agreements.

If you have any questions about this matter, please contact Marleigh Wood, Staff Counsel, in the State Water Resources Control Board's Office of Chief Counsel, at (916) 341-5169.

Sincerely,


Dorothy Rice
Executive Director

cc: See next page

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cc: Los Osos Community Services District
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cc: Mr. Michael Thomas **[via email only]**
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Interested Persons